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OFFICE OF PETITIONS

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In re Application of :
Alessandro Mattioli :
Application No. 10/527,194 : **DECISION ON PETITION**
Filed: August 11, 2004 :
Attorney Docket No. 4017-64 :

This is a decision on the petition, filed October 5, 2009, which is being treated as a petition under 37 CFR 1.8(b), requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the Office action of April 28, 2009, which set a one (1) month or 30 days period for reply. Five (5) month extension of time pursuant to the provisions of 37 CFR 1.136(a) was obtained. Accordingly, a reply was due on or before October 28, 2009.

Office record show a timely reply was received under 37 CFR 1.8 on October 28, 2009, which included the following papers: amendment to the claims; remarks/arguments and five month (5) extension of time.

The petition satisfies the above requirements of 37 CFR 1.8(b). Accordingly, the holding of abandonment for failure to timely file a reply to the Office action of April 28, 2009 is hereby withdrawn and the application restored to pending status.

This application is being referred to Technology Center AU 3765 for appropriate action in the normal course of business on the reply received on April 28, 2009.

Irvin Dingle
Petitions Examiner
Office of Petitions